

**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MASSACHUSETTS**

CIVIL ACTION NO.: 03-cv-12349-PBS 12-55

**BRYAN BARTLETT and ELIZABETH
BARTLETT, Individually and as Mother
and Next Friend of ANGELA L. BARTLETT,
BRYAN K. BARTLETT, JR., AND,
CHRISTOPHER C. BARTLETT,
Plaintiffs**

v.

**DANIEL O'CONNELL'S SONS, INC.,
Defendant**

**JOINT MOTION FOR ENLARGEMENT OF TIME
FOR PROCEDURAL DEADLINES**

The parties to the above-captioned action respectfully request that the Court enlarge the time for certain procedural deadlines contained in the Scheduling Order dated March 29, 2004 (the "Scheduling Order"). The parties propose that the deadlines in the Scheduling Order be enlarged for a modest period of time (4 months). The parties respectfully request that the deadlines in the Scheduling Order be amended as set forth below:

EVENT	OLD DATE	NEW DATE
Fact discovery deadline	October 29, 2004	February 28, 2005
Plaintiff's expert designation deadline	November 30, 2004	March 30, 2005
Defendant's expert designation deadline	December 31, 2004	April 29, 2005
Expert discovery deadline	February 15, 2004	June 15, 2005
Summary Judgment motions filing deadline	February 28, 2005	June 28, 2005
Oppositions to Summary Judgment Motions	March 28, 2005	July 28, 2005
Case to be referred to Mediation program	Winter, 2004	Spring, 2005

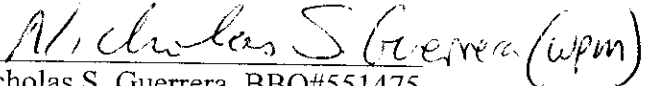
As grounds for this Motion, the parties state that they have been working to complete discovery, but that more time is needed to complete all of the depositions that are necessary in this case and to obtain the medical records connected to the alleged injuries at issue in this case. The plaintiffs have been served with written discovery in August, which the parties agree that the plaintiffs will respond to in the near future. Depositions will follow soon after the plaintiffs have produced the outstanding discovery requests. In order to properly notice depositions and retrieve necessary medical records relevant to the injuries and damages alleged, the parties are requesting a modest enlargement of time under the existing Scheduling Order. No trial date has been set and no Final Pre-Trial Conference has been held. No party will be prejudiced by the allowance of this Joint Motion. Indeed, all parties will benefit from its allowance.

WHEREFORE, the Plaintiffs and the Defendant to this action hereby respectfully request that the Court allow this Joint Motion for Enlargement of Time for Procedural Deadlines.

Respectfully submitted,

**BRYAN BARTLETT and ELIZABETH
BARTLETT, Individually and as Mother
and Next Friend of ANGELA L.
BARTLETT, RYAN K. BARTLETT,
JR., AND, CHRISTOPHER C.
BARTLETT,**

By their attorney,

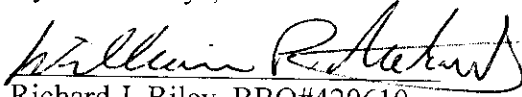

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(978) 689-0800

Dated: 9-30-04

Respectfully submitted,

DANIEL O'CONNELL'S SONS, INC.,

By its attorneys,


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Dated: 9-30-04

CERTIFICATE OF SERVICE

I Hereby Certify That On This Day
A True Copy Of The Within Document
Was Served Upon The Attorney Of
Record For Each Party By Mail/Hand

Dated: 9-30-04 